IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

WP(C).No. 1915 of 2007(C)

PETITIONER:

KERALA VYAPARI VYAVASAYI EKOPANA SAMITHY, PALLURUTHY UNIT REPRESENTED BY ITS SECRETARY SHRI.K.P.DEVANAND

BY ADV. SRI.DINESH R.SHENOY

RESPONDENTS:
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1. THE CIRCLE INSPECTOR OF POLICE O/O. CIRCLE INSPECTOR OF POLICE, PALLURUTHY, COCHIN-6

2. SHYJUDAS, S/O. DASAN, SHOBANAM, PALLURUTHY

3. SOORAJ, S/O.BABU MANAVEETTIL, PALLURUTHY

4. PRAVEEN S/O, CHAKRAPANI, NALLAPARAMBIL HOUSE PALLURUTHY

BY ADV. SRI.K.RAMAKUMAR FOR R2 AND R4
SRI.T.RAMPRASAD UNNI
GOVERNMENT PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/02/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.1915/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1: TRUE PHOTOCOPY OF POSSESSION CERTIFICATE DATED 28/12/2005 ISSUED TO THE PETITIONER.

EXT.P2: TRUE COPY OF LOCATION CERTIFICATE DATED 28/12/2005 ISSUED TO THE PETITIONER.

EXT.P3: TRUE COPY OF BASIC TAX RECEIPT NO.5320471 ISSUED TO THE PETITIONER.

EXT.P4: TRUE COPY OF BUILDING PERMIT NO.SGPT 326/2002 DATED 8/1/2003 ISSUED TO THE PETITIONER BY THE CORPORATION OF COCHIN.

EXT.P5: PHOTOGRAPH OF THE PATHWAY SHOWING THE SOUTHERN BOUNDARY OF THE PETITIONER'S PROPERTY AND THE AGE OLD WALLE XISTING ALONG THE SOUTHERN BOUNDARY.

EXT.P5(a): PHOTOGRAPH OF THE PATHWAY SHOWING THE SOUTHERN BOUNDARY OF THE PETITIONER'S PROPERTY AND THE AGE OLD WALLE XISTING ALONG THE SOUTHERN BOUNDARY.

EXT.P5(b): PHOTOGRAPH OF THE PATHWAY SHOWING THE SOUTHERN BOUNDARY OF THE PETITIONER'S PROPERT AND THE AGE OLD WALL EXISTING ALONG THE SOUTHERN BOUNDARY.

EXT.P6: TRUE PHOTOCOPY OF COMPLAINT DTD 15/12/2006 FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

EXT.P7: TRUE PHOTOCOPY OF THE COMPLAINT DATED 26/12/2006 FILED BY THE PETITIONER.

EXT.P8: TRUE PHOCOPY OF THE COMPLAINT DATED 27/12/2006 SUBMITTED BY THE PETITIONER.

EXHIBITS OF R2

EXT.R2(a): TRUE COPY OF COMMISSION REPORT DATED 1/07 SUBMITTED BY THE ADVOCATE COMMISSIONER IN O.S.NO.539 OF 2006 ON THE FILE OF THE MUNSIFF'S COURT, KOCHI.

EXT.R2(b): TRUE COPY OF PETITION DT.19.12.2006 BY THE 3RD RESPONDENT TO THE SECRETARY, COCHIN CORPORATION.

EXT.R2(c): TRUE COPY OF COMPLAINT DT.16.12.06 SUBMITTED BY THE RESPONDENT AND OTHERS.

//TRUE COPY//

P.A. TO JUDGE

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) NO. 1915 OF 2007

Dated this the 13th day of February, 2007

J U D G M E N T

KOSHY, J.

This is a petition for police protection. Civil proceedings are also pending. Without expressing any opinion regarding the merits of the disputes, we dispose of the writ petition directing the police to see that law and order is maintained and also direct the Civil Court to dispose of the interim application as expeditiously as possible, on production of a copy of this judgment, by either of the parties.

J.B.KOSHY, JUDGE

T.R.RAMACHANDRAN NAIR, JUDGE

Rp